Government of Kerala
1979

Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIV] Trivandrum, Wednesday, 10th October 1979 / 18th Asvina 1901 (Saka) [No. 735

NOTICE

UNDER SECTION 9 (5) OF THE KERALA LAND ACQUISITION ACT, 1961 (ACT 21 OF 1962)

No. B1- 29/79

5th October 1979.

Notice is hereby given that the Government intend to take possession of the land mentioned in the list below, which is required for a public purpose under the Kerala Land Acquisition Act, 1961 (Act 21 of 1962). All persons interested in the lands are required to appear in person or by authorised agent on the date, time and place noted below and to state/put in a statement in writing signed by themselves or their agents showing the nature of their respective interests in the lands and the amount and particulars of their claim to compensation for such interests in the lands and their objections, if any to the measurements made under section 8 of the Act.

Note.—If the persons interested refuse to make a claim to compensation or omit without sufficient reasons, to make such claim, the amount to be awarded by the Court, in the event of a reference being made to it on application made by them shall in no case exceed the amount awarded by the Collector under section 11 of the Act.

താഴെ കൊടുത്തിരിക്കുന്ന ലിസ്റ്റിൽ പറഞ്ഞിട്ടുള്ളതും, 1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) പ്രകാരം ഒരു പൊതുകാര്യത്തിന് ആവശ്യമായിട്ടുള്ളതുമായ ഭൂമി കൈവശപ്പെടുത്തുവാൻ ഗവൺമെന്റ് ഉദ്ദേശിക്കുന്നുവെന്ന് ഇതിനാൽ നോട്ടീസ് നൽകിയിരിക്കുന്നു. പ്രസ്തുത ഭൂമിയിൽ അവകാശബന്ധമുള്ള എല്ലാപേരും നേരിട്ടോ, അധികൃത ഏജന്റു മൂലമോ താഴെപറയുന്ന തീയതിയിലും സമയത്തും സ്ഥലത്തും ഹാജരാകുകയും

ഭൂമിയിൽ അവരോരോരുത്തർക്കുമുള്ള അവകാശബന്ധങ്ങളുടെ സ്വഭാവവും ഭൂമിയിൽ അങ്ങനെയുള്ള അവകാശബന്ധങ്ങൾ സംബന്ധിച്ചിടത്തോളം നഷ്ടപ്രതിഫലത്തിന് അവർക്കുള്ള തേർച്ചയുടെ തുകയും വിവരങ്ങളും ആക്റ്റ് 8-ാം വകുപ്പു പ്രകാരം എടുത്തിട്ടുള്ള അളവു സംബന്ധിച്ച് വല്ല ആക്ഷേപവുമുണ്ടെങ്കിൽ അതും ഏതാണെന്ന് കാണിച്ചു കൊണ്ട് പ്രസ്താവന ചെയ്യുകയും, അവരോ അവരുടെ ഏജന്റുമാരോ എഴുതി ഒപ്പിട്ട ഒരു സ്റ്റേറ്റുമെന്റ് സമർപ്പിക്കുകയും ചെയ്യണമെന്ന് അവരോട് ആവശ്യപ്പെടുന്നു.

കുറിപ്പ്.—അവകാശബന്ധമുള്ളവർ നഷ്ടപ്രതിഫലത്തിന് തേർച്ച ചെയ്യാൻ കൂട്ടാക്കാതിരിക്കുകയോ, മതിയായ കാരണമില്ലാതെ അങ്ങനെ തേർച്ചചെയ്യാൻ വീഴ്ച ചെയ്യുകയോ ചെയ്യുന്ന പക്ഷം അവരുടെ അപേക്ഷയിന്മേൽ കോടതിക്ക് റഫറൻസ് അയക്കുന്ന സംഗതിയിൽ കോടതി വിധിച്ചുകൊടുക്കേണ്ട തുക യാതൊരു സംഗതിയിലും ആക്റ്റ് 11-ാം വകുപ്പുപ്രകാരം കളക്റ്റർ വിധിച്ചുകൊടുക്കുന്ന തുകയിൽ കവിയാൻ പാടില്ലാത്തതാകുന്നു.

Date, time and place of appearance—On 30-10-1979 at 11 a. m. before the Special Tahsildar, (LA), Railways, Trichur-, at the Office of the Special Tahsildar (LA), Railways, Trichur.

PARTICULARS OF LANDS

District—Trichur.

Taluk—Talappilly. *Village*—Attoor.

Survey No.	*Description*	*Extent in Hectares*
1/1-4	Dry	0.0070

(Sd.)
Special Tahsildar, L. A.
Railways, Trichur.

Trichur.

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Government of Kerala
1979

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KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIV] Trivandrum, Wednesday 10th October 1979 / 18th Asvina 1901 [No. 736

GOVERNMENT OF KERALA

Local Administration & Social Welfare (D) Department

G. O. (MS) 210/79. *Dated, Trivandrum, 25th September 1979.*

Read.—1. G. O. (MS) 143/79/LA & SWD dated 17-7-1979.

2. Letter No. LAI(1) 40/78/LW. dated 13-9-1979.

ORDER

In the annexure to the G. O. read above after item 9 the following shall be inserted.

11.	Health Assistant Grade II	Must have completed 18 years of age and must not have completed 30 years of age.

By order of the Governor,

K. P. Viswanatha Menon,
Deputy Secretary.

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33/3765/MC.

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1979

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KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIV] Trivandrum, Wednesday, 10th October 1979 / 18th Asvina 1901 [No. 734

BOARD OF REVENUE

DECLARATION

No. K.Dis.35354/79/LRC4. *9th October*, 1979.

Whereas the Board of Revenue is satisfied after considering the report made by the Collector under sub-section (2) of section 5 of the Kerala Land Acquisition Act, 1961 (Act 21 of 1962) that the land specified in the Schedule below has to be acquired for a public purpose, the Board of Revenue hereby declares under section 6 of the Act that the land specified in the Schedule below and measuring 53.12 ares be the same a little more or less, is needed for a public purpose to wit for the construction of a Milk chilling Plant at Maranclloor for Kerala Live Stock Development and Milk Marketing Board Limited and under section 7 of the Act directs the Deputy Collector (LA) Collectorate Trivandrum to take order for the acquisition of the land.

A plan of the land is kept in the office of the Deputy Collector (LA) Collectorate, Trivandrum and may be inspected at any time during office hours.

1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) 5-ാം വകുപ്പ് (2)-ാം ഉപവകുപ്പു പ്രകാരം കളക്റ്റർ സമർപ്പിച്ച റിപ്പോർട്ട് പരിഗണിച്ചതിൽ താഴെ കൊടുത്തിരിക്കുന്ന പട്ടികയിൽ വിവരിച്ചിട്ടുള്ള ഭൂമി ഒരു പൊതുക്കാര്യത്തിന് വിലയ്ക്കെടുക്കേണ്ടതാണെന്ന് റവന്യൂ ബോർഡിന് ബോധ്യപ്പെട്ടിരിക്കയാൽ, റവന്യൂബോർഡ് താഴെ പട്ടികയിൽ പറയുന്നതും 53.12 ആഴ്സ് വിസ്തീർണ്ണമുള്ളതുമായ ഭൂമി, അത് അത്ര തന്നെയോ അതിൽ അൽപം കൂടുതലോ കുറവോ ആയിരുന്നാലും, വേണ്ടതില്ല ഒരു പൊതുക്കാര്യത്തിന് അതായത് കേരള കന്നുകാലി വികസന ക്ഷീരവിപണന

ബോർഡ് ക്ലിപ്തത്തിന് മാറനല്ലൂർ ഒരു പാൽ സംസ്കരണ കേന്ദ്രം സ്ഥാപിക്കുന്നതിന് ആവശ്യമുണ്ടെന്ന് ആക്റ്റ് 6–ാം വകുപ്പു പ്രകാരം ഇതിനാൽ പ്രഖ്യാപിക്കുകയും, ആ ഭൂമി വിലയ്ക്കെടുക്കുന്നതിനുള്ള ഉത്തരവ് സ്വീകരിപ്പാൻ ആക്റ്റ് 7–ാം വകുപ്പുപ്രകാരം തിരുവനന്തപുരം കളക്റ്ററേറ്റ് പൊന്നുംവില ഡപ്യൂട്ടി കളക്ടർ എന്ന ആളോട് നിർദേശിക്കുകയും ചെയ്യുന്നു.

സ്ഥലത്തിന്റെ പ്ലാൻ തിരുവനന്തപുരം കളക്ടറേറ്റ് പൊന്നുംവില ഡെപ്യൂട്ടി കളക്ടർ എന്ന ആളുടെ ആഫീസിൽ സൂക്ഷിച്ചിട്ടുണ്ട്. ആഫീസ് സമയത്ത് എപ്പോഴെങ്കിലും അത് പരിശോധിക്കുകയും ചെയ്യാം.

SCHEDULE

District.—Trivandrum.

Taluk.—Neyyattinkara

Village or Amsom and Desom.—Maranalloor.

(The extent given is approximate)

Sl. No.	*Survey No.*	*Description*	*Extent Hectare*
1	275/1-2	Dry	0.2995
2	277/9-3	Dry	0.1912
3	277/9-4	Dry	0.0405
	Total .		0.53.12

(Sd.)
Secretary, Board of Revenue.

AGREEMENT UNDER SECTION 44 OF THE LAND ACQUISITION ACT, 1961

Articles of Agreement made on the Thirteenth day of November 1978 between Kerala Livestock Development and Milk Marketing Board Limited, a Company registered under the Companies Act, 1956, Registration No. 2739 of 1975, and having its Registered Office at 'Mani Bhavan', Sasthamangalam, Trivandrum-695 010 (hereinafter called the 'Board') of the one part and the Covernor of Kerala (hereinafter called the Governor) of the other part.

Whereas, upon the application of the Board, the Government of Kerala have agreed to acquire on hebalf of the Board under the provisions of Kerala Land Acquisition Act 1961 (Act 21 of 1962), the pieces of parcels of land, described and delienated in the schedule hereto annexed and/situated in Kandala, Maranallur Panchayat, Neyyattinkara taluk, Trivandrum District it having been shown to the satisfaction of the said Government that the

proposed acquisition is needed for the installation of Milk Chilling Plant under the Kerala Livestock Development and Milk Marketing Board Limited at Kandala, Maranallur, Neyyattinkara, Trivandrum and whereas the said Government have called upon the Board under the provisions of Section 44 of the said Act to enter into the agreement with the Governor hereinafter contained. Now these presents witness and it is hereby agreed and declared as follows:—

1. The Board shall deposit with the Collector (Land Acquisition Officer) at the time of the execution of the Agreement or at any other date to be fixed by the Collector (Land Acquisition Officer) the following amounts:

(a) The estimated amount of compensation as may be provisionally fixed by the Collector (Land Acquisition Officer), and the estimated amount of establishment charges likely to be incurred by the Government in connection with the acquisition, to be provisionally fixed by the Collector (Land Acquisition Officer).

(b) The decision of the Collector (Land Acquisition Officer) regarding the estimated amounts under this clause shall be final and legally binding on the Board.

2. After adjustment of the amount so deposited the Board shall pay to the Government of Kerala on the date to be specified by the Government the excess, if any, of the cost of the land as settled by the Collector (Land Acquisition Officer) or if reference is made to a court, the amount decreed by the court and all costs of acquisition inclusive of all payments and allowances in respect thereof payable under the said Act and all court costs, pleader's fee etc., incurred by the Government in defending the references, if any, made to a court as aforesaid and on appeal or appeals filed in connection therewith and all costs, pleader's fee etc., payable or paid by the Government to the claimant in the said matters and also of the amount of establishment charges incurred by the Government as finally settled by the Collector (Land Acquisition Officer). The Board shall be liable to pay the amounts decreed to the claimant by appropriate Court/Courts of Law to the Government on the date to be specified by the Government or, if the amount decreed is paid by the Government so as to avoid delay, the Board shall reimburse such amounts to Government immediately on demand with interest at the rate that may be decided by Government from time to time. The Government shall not be bound to give possession of the land until all the said moneys have been paid by the Board. The Government may also withdraw from the acquisition for sufficient reasons and in case of such withdrawal the Board shall be liable to indemnify the Government against all expenses incurred and damages sustained as a result of anything done by them in the matter of acquisition till the date of withdrawal. The decision of the Government regarding the amounts payable by the Board upon such withdrawal shall be final and legally binding on the Board.

The Government may temporarily give possession of the land to the Board before it pays the amount decreed by a court, court costs, establishment charges, etc., mentioned above. In case the Board refuses to pay the amount due to the Government, the Government shall evict the Board from the land without notice. In the event of such eviction, the Board shall be liable to pay the Government all expenses incurred and damages sustained as the result of anything done by them in the matter of acquisition till the date of the eviction.

Upon such payment by the Board, the District Collector, shall execute and do all such acts, deeds, matters and things as may be necessary or proper for effectively vesting the said land in the Board and giving the Board an absolute title thereto subject to the payment of an assessment or ground-rent as hereinafter provided.

The terms upon which the said land shall be held by the Board are:—

(a) that the land shall be used for the installation of the Milk Chilling Plant of the Kerala Livestock Development and Milk Marketing Board Limited at Kandala, Maranellur, Neyyattinkara, Trivandrum.

(b) that the Board shall pay to the Government of Kerala annually the appropriate assessment or ground-rent as the case may be, on the land which shall be liable to revision at any general revision of the land revenue settlement.

(c) that the Board shall not except with the previous sanction of the Government, use the land for any purpose other than that for which it is acquired.

(d) that the Board shall erect the Chilling Plant and other buildings or amenities directly connected therewith within a period of 3 (three) years from the date of transfer of the land to it subject to the conditions and in the manner specified below.

(e) that the Board shall execute the work for the construction of which the land is acquired within a period of three years and maintain it subject to the following conditions:—

that in the event of the Board being wound up or in the event of failure on the part of the Board carry out the terms of the agreement, that is to say for the installation of the Milk Chilling Plant of the Kerala Livestock Development and Milk Marketing Board Limited at Kandala, Maranellur, Neyyattinkara, Trivandrum, the land shall be liable to be resumed and taken back by the said Government on repayment to the Board of the amount of the award as finally/settled less than 15 per cent awarded for compulsory acquisition or the estimated market value of the land at the time of resumption which shall be less and if there are any buildings on the land the said Government may at their option either purchase the buildings on payment of their estimated value at the time or direct the Board to remove the buildings at its own cost within such time as may be allowed by the said Government.

that in the event of the voluntary relinquishment of the land by the Board as not required for the purpose for which it was acquired, the Government may resume the land, if it is required for a public purpose, or if they consider that it should be returned to the original owner. If the Government decide not to exercise this power and inform the Board accordingly, the latter may dispose of the land in any manner it likes. In the event of the resumption of the land under this condition, the compensation payable to the Board shall be the value of the land at the time of acquisition (less than 15 per cent awarded for compulsory acquisition) or its value at the time of resumption whichever may be less together with the value of the buildings and other improvements at the time of resumption. If there are buildings on the land which the Government do not require, the Board shall remove them at its cost.

(f) that the Government shall have the right to resume the land, if the Board does not use the land for the purpose for which it was acquired within a period of three years or such further extended period as may be permitted by the Government to be reckoned from the date on which the Board was placed in possession of the land.

(g) that the Board shall allow any Officer of the land Revenue Department not below the rank of Village Assistant, whenever required to enter upon the land for the purpose of verifying whether the matters provided for in the agreement have been complied with.

4. All sums found due to the Government under or by virtue of this Agreement shall be recovered from the Board and its assets, movable and immovable under the provisions of Revenue Recovery Act for the time being in force as if such sums are arrears of land revenue and in such other manner as the Government may deem fit.

5. All the costs and expenses, of and incidental to, the preparation of this agreement (excluding stamp duty but including costs of registration, if the registration be required by the said Government) shall be paid by the Board.

In witness whereof the seal of the Board hath unto been affixed and the indenture executed for and on behalf of the Board by Shri T. Madhava Menon, Chairman and Managing Director, Kerala Livestock Development and Milk Marketing Board Limited and Smt. J. Lalithambika, District Collector, Trivandrum by order and direction of an acting for and on behalf of the Governor of Kerala hath hereto set her hand at the day and year first above written.

(Sd.)	(Sd.)
Managing Director,	J LALITHAMBIKA,
Kerala Livestock Development	*District Collector and*
& Milk Marketing Board Ltd.,	*District Magistrate,*
Trivandum.	*Trivandum.*

33/3760/MC.

Schedule above referred to

District.—Trivandrum. *Taluk.*—Neyyattinkara. *Village.*—*Maranallur.*

Sy. No.	*Description*	*Extent*	*Boundaries*			
			North	*East*	*South*	*West*
275/1-2	Dry	0.29.95	275/1-1	277/10	277/9-1	247 & 276
277/9-3	Dry	0.19.12				
277/9-4	Dry	0.04.05				
		0.53.12				

Signed by

SHRI T. MADHAVA MENON,
Chairman & Managing Director,
Kerala Livestock Development and
Milk Marketing Board Ltd.,
Trivandrum.

In the presence of
Witnesses:

1. SHRI P. K. ABDUL AZEEZ,
Executive (DE),
Kerala Livestock Development and
Milk Marketing Board Limited,
Trivandrum.

2. SHRI. K. P. RAJENDRAN,
Executive (P & P),
Kerala Livestock Development and
Milk Marketing Board Ltd.,
Trivandrum.

Signed by

SMT. J. LALITHAMBIKA,
District Collector,
Trivandrum.

In the presence of
Witnesses:

SHRI A. G. GEORGE,
Deputy Collector (L.A.),
Collectorate, Trivandrum.

SHRI. S. APPUKUTTAN NAIR,
Junior Superintendent,
Collectorate, Trivandrum.

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